

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of New York

CONOPCO, INC. d/b/a UNILEVER

Plaintiff(s)

v.

2026 THIRD REALTY, LLC, HAE HEE KIM, COURTNEY
HAEJIN KIM, DANIEL HUNGSIK KIM, BRYANT KIM, K & K
FOOTWEAR, INC., AND JOHN DOES 1-10, inclusive

Defendant(s)

Civil Action No.

~~22 CV 03497~~

22 CV 03480

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Daniel Hungsik Kim
152 Delaware Ave
Haworth, NJ 07641

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

William P. Deni, Jr.
GIBBONS P.C.
One Pennsylvania Plaza, 37th Floor
New York, NY 10019
212-613-2000
wdeni@gibbonslaw.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

RUBY J. KRAJIC
CLERK OF COURT

Date:

4/29/22



Signature of Clerk or Deputy Clerk

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Civil Action No. _____

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for *(name of individual and title, if any)* _____
 was received by me on *(date)* _____.

☐ I personally served the summons on the individual at *(place)* _____
 on *(date)* _____; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____
 _____, a person of suitable age and discretion who resides there,
 on *(date)* _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* _____, who is
 designated by law to accept service of process on behalf of *(name of organization)* _____
 on *(date)* _____; or

☐ I returned the summons unexecuted because _____; or

☐ Other *(specify)*: _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc:

Attorney:
WILLIAM DENI
GIBBONS P.C.
ONE GATEWAY CENTER
NEWARK NJ 07102



UNITED STATES DISTRICT COURT-SOUTHERN DISTRICT
OF NEW YORK

CONOPCO, INC. D/B/A UNILEVER
Plaintiff

2026 THIRD REALTY, LLC, ET AL
Defendant

Index / case #: 22-CV-03480

AFFIDAVIT OF SERVICE

Morris County, State of: New Jersey Carlos Perez being sworn,
says: Deponent is not a party herein, is over the age of 18 years and resides in the State of: New Jersey
On 5/5/22 at 11:38 am/pm at: 152 DELAWARE AVENUE HAWORTH NJ 07641

Deponent served the within: See attached Document List

On which were set forth the Index No., herein, and date of filing

On: **DANIEL HUNGSIK KIM**
(herein after called the recipient) therein named.

- ☒ Individual By delivering a true copy of each to said recipient personally; Deponent knew the person so served to be the person described in as said recipient therein
- ☐ Suitable Age person By delivering thereat a true copy of each to: _____
a person of suitable age and discretion. Said premises is recipients [] Actual Place of Residence
[] Actual Place of Business within the State.
- ☐ Affixing to Door By affixing a true copy of each to the door of said premises which is recipients [] Actual Place of Residence
[] Actual Place of Business, within the State
Deponent was unable with due diligence to find recipient or person of suitable age and discretion thereat having called there _____
- ☐ Corporation or Partnership By delivering thereat a true copy of each to: _____
personally. Deponent knew said corporation / partnership so served to be the corporation / partnership described in said
aforementioned document as said recipient and knew said individual to be _____ thereof.
- ☐ Mailing Within 20 days of such delivery, or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient at recipients last known [] Actual Place of Residence [] Actual Place of Business
at _____
and deposited said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "personal and confidential" and did not indicate on the outside, thereof by return address or otherwise that the communication was from an attorney or concerned an action against the defendant.
- ☒ Description [X] Male [] White skin [X] Black hair [] 14-20 Yrs [] Under 5' [] Under 100 Lbs
[] Female [] Black skin [] Brown hair [] 21-35 Yrs [] 5'0"-5'3" [] 100-130 Lbs
[X] Yellow skin [] Gray hair [] 36-50 Yrs [X] 5'4"-5'8" [X] 131-160 Lbs
[] Brown skin [] Blonde hair [X] 51-65 Yrs [] 5'9"-6'0" [] 161-200 Lbs
[] Red skin [] Red hair [] Over 65 Yrs [] Over 6' [] Over 200 Lbs
Other Identifying Features _____
- ☒ Military Service I asked the person spoken to whether recipient was in active military service of the United States or the State of New York in any capacity whatever and received a negative reply. The source of my information and the grounds of my belief are the conversations and observations above narrated.

☐ Subpoena Fee Tendered in the amount of _____

Sworn to before me on 5/5/22

Melissa Giambattista

C. Perez

(Print name below signature)

Carlos Perez

MELISSA GIAMBATTISTA
Notary Public, State of New Jersey
Commission # 0002389514
My Commission Expires 09/17/2024

Attorney:
WILLIAM DENI
GIBBONS P.C.
ONE GATEWAY CENTER
NEWARK NJ 07102



UNITED STATES DISTRICT COURT-SOUTHERN DISTRICT
OF NEW YORK

CONOPCO, INC. D/B/A UNILEVER
Plaintiff

2026 THIRD REALTY, LLC, ET AL
Defendant

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AFFIDAVIT OF SERVICE

Document List:

SUMMONS; COMPLAINT; PROPOSED TRO; MEMORANDUM OF LAW IN SUPPORT OF TRO;
DECLARATION OF BENJAMIN MURPHY IN SUPPORT OF TRO WITH EXHIBITS;
DECLARATION OF MELANIE LUCA IN SUPPORT OF TRO; DECLARATION OF STEPHEN
G. WARD IN SUPPORT OF TRO; AO120 FORM; RULE 7.1 DISCLOSURE STATEMENT;
CIVIL COVER SHEET REDACTED; CIVIL COVER SHEET UNREDACTED; DECLARATION
OF MARY KATE BRENNAN IN SUPPORT OF TRO; ORDER GRANTING TRO;
PLAINTIFF'S FIRST SET OF INTERROGATORIES; PLAINTIFF'S FIRST SET OF
REQUESTS FOR PRODUCTION OF DOCUMENTS AND THINGS